

**Minutes of the City of Frederick  
Mayor and Board of Aldermen Regular Meeting**

July 6, 2017  
7:00 p.m.  
City Hall

- I. Mayor Randy McClement presided. Present were Aldermen Kelly Russell, Michael O'Connor, Philip Dacey and Josh Bokee and Alderwoman Donna Kuzemchak. Also present were City Attorney Sandra Nickols and Legislative Clerk Phyllis Hane.
- II. The Mayor led the Pledge of Allegiance.
- III. There was no invocation.
- IV. The Mayor presented a proclamation for Human Rights Day. The proclamation was received by representatives of the Frederick County Human Relations Commission.
- V. The minutes of the June 1, 2017 Regular Public Meeting were previously distributed. On a motion made by Alderman Russell and seconded by Alderwoman Kuzemchak the minutes were approved 4-0-1 with Alderman Dacey abstained.
- VI. There were no closed meetings to report.
- VII. The Mayor thanked everyone involved in the successful Fourth of July celebration, including members of the Frederick City Police Department, City staff from many departments and a great number of volunteers.
- VIII. During Aldermanic comments, Alderman Dacey had no comments.

Alderman Bokee spoke regarding the Fourth of July celebration and thanked the Frederick Police Department for all of the thought and effort that went into keeping everyone safe, as well as all of the volunteers who worked on the event. He also thanked the members of the Human Relations Commission for being present to receive the Human Rights Day proclamation, noting the while the proclamation is important it is the manner in which residents are treated daily that demonstrates the City's commitment to these principles. Alderman Bokee specifically pointed to a Frederick Police Department General Order, concerning a policy to not actively enforce immigration laws. He stated this is a policy that respects human rights as well as an important element of community policing.

Alderwoman Kuzemchak thanked all of the volunteers who contributed to the Fourth of July celebration. She noted that the Fourth of July honors the origins of our freedom and our form of government, then acknowledged several aldermanic candidates in attendance at the meeting, stating they were present because they wish to be a part of that government.

Alderman Russell added the staff of the Office of Special Events to those to whom we should express appreciation for the Fourth of July celebration, noting the many hours of hard work that go into putting the event together each year.

Alderman O'Connor concurred with all of the appreciation for the Fourth of July event and also with Alderman Bokee's comments regarding human rights. Alderman O'Connor noted he is proud that these are principles the City of Frederick upholds on a daily basis.

IX. Public comments were received.

X. Consent Agenda

A. Release of Sureties

On a motion made by Alderman Russell and seconded by Alderman O'Connor the Board approved 5-0 consent agenda items A.1, A.2, A.3 and A.4. The approved items are:

1. Release of Eagle Bank LOC in the amount of \$21,636.10 posted by Market Square at Frederick, LLC to guarantee SEC improvements to Market Square at Frederick, further described in PWA dated 06/15/11
2. Release of Suntrust Bank LOC in the amount of \$28,968.50 posted by Market Square at Frederick, LLC to guarantee on-site afforestation improvements to Market Square, further described in FCA dated 01/19/11
3. Release of Eagle Bank LOC in the amount of \$43,010 posted by Market Square at Frederick, LLC to guarantee off-site afforestation improvements for Market Square along the S/S of N. Market Street near Routzahn Way, further described in FCA dated 06/12/14
4. Release of cash funds in the amount of \$5,000 posted by Affordable Geothermal, Inc. to guarantee completion of improvements to 33 E. Fifth Street, further described in PWA dated 10/12/15

B. Grants

1. Alderman Dacey requested that item B.1 be pulled from the consent agenda. On a motion made by Alderman O'Connor and seconded by Alderwoman Kuzemchak the Board approved 4-0 a grant agreement with Maryland Department of Transportation for a Maryland Bikeways Program Grant in the amount of \$240,723. Alderman Dacey recused himself. There were no public comments.

2. Alderman Dacey requested that item B.2 be pulled from the consent agenda. On a motion made by Alderman Bokee and seconded by Alderman Dacey the Board approved 5-0 a Maryland Capital Projects Grant Agreement in the amount of \$4 million for the Downtown Frederick Hotel and Conference Center (DGS Item 145, Ch. 022, Acts of 2017). Public comments were received.
3. Alderman Dacey requested that item B.3 be pulled from the consent agenda. On a motion made by Alderman Russell and seconded by Alderman Bokee the Board approved 5-0 a Maryland Capital Projects Grant Agreement in the amount of \$1 million for the Downtown Frederick Hotel and Conference Center (DGS Item 141, Ch. 027, Acts of 2016; as amended by DGS Item 145, Ch. 022, Acts of 2017). There were no public comments.

#### XI. Public Hearing

1. On a motion made by Alderman O'Connor and seconded by Alderman Bokee the Board approved 3-1, with Alderwoman Kuzemchak opposed, Ordinance G-17-18 to amend the City of Frederick 22 Year Pension Plan. Alderman Russell recused herself. There were no public comments.
2. On a motion made by Alderman Bokee and seconded by Alderman O'Connor the Board approved 5-0 Ordinance G-17-19 to amend Sections 17-27 and 17-28 of the Frederick City Code, concerning the unfair labor practices and grievance procedures for sworn officers of the Frederick Police Department. There were no public comments.
3. On a motion made by Alderman Bokee and seconded by Alderman Russell the Board approved 5-0 an Agreement for Non-Commissioned Officers with the Fraternal Order of Police, Francis Scott Key Lodge #91. There were no public comments.
4. On a motion made by Aldermen O'Connor and seconded by Alderman Bokee the Board approved 5-0 an Agreement for Commissioned Officers with the Fraternal Order of Police, Francis Scott Key Lodger #91. There were no public comments.

- XII. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Russell the Board approved 5-0 the appointment of Jessica Underwood to the Historic Preservation Commission for a term of July 7, 2017 to May 17, 2019.

On a motion made by Alderwoman Kuzemchak and seconded by Alderman O'Connor the Board approved 5-0 the appointment of Stacey Streett to the Historic Preservation Commission alternate position for a term of July 7, 2017 to October 15, 2018.

- XIII. During Aldermanic comments and new business, Alderman Russell commented on a recent visit to the Meadows Montessori School during which she arranged for Officer Yohe and K9 Officer Blair to join her. She thanked Officer Yohe for joining her and sharing a positive image of the Frederick Police Department.

There were no additional aldermanic comments.

- XIV. The Mayor commented on the process for the planning and design of the Downtown Hotel and Conference Center, noting it has been a long process and expressing his appreciation to the Aldermen for their patience and assistance in keeping the process moving forward. He also noted the City strives to make all information public as soon as possible. The Mayor stated he believes the hotel project will be game changer for the City.

- XV. There were no committee reports.

- XVI. There was no Director's Report.

- XVII. Additional public comments were received.

There being no further official business, the meeting was adjourned at 8:28 p.m.

Respectfully submitted,

Phyllis Hane  
Legislative Clerk